

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Brad Smith for Congress and James ) MUR 5488  
Bailey, in his official capacity as )  
Treasurer; Bradley Smith )

CORRECTED CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby  
certify that on March 09, 2005, the Commission decided by a vote of 5-0 to take  
the following actions in MUR 5488:

1. Find reason to believe Brad Smith for Congress and James Bailey, in his official capacity as Treasurer violated 2 U.S.C. §441a(f) by accepting excessive contributions.
2. Find reason to believe Bradley Smith, in his personal capacity as candidate, violated 2 U.S.C. §441a(f) by accepting excessive contributions.
3. Enter into pre-probable cause conciliation with all Respondents.
4. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated March 3, 2005.
5. Approve the Conciliation Agreement, as recommended in the General Counsel's Report dated March 3, 2005.
6. Approve the appropriate letters, as recommended in the General Counsel's Report dated March 3, 2005.

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Federal Election Commission  
Certification on MUR 5488  
March 9, 2005

Commissioners Mason, McDonald, Thomas, Toner, and Weintraub voted  
affirmatively for the decision. Commissioner Smith did not vote.

Attest:

*March 10, 2005*  
Date

*Mary W. Dove*  
Mary W. Dove  
Secretary of the Commission

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